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**UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA**

BOXABL INC.,	)	
	)	
Plaintiff,	)	Case No.: 2:23-cv-01213-RFB-NJK
v.	)	
	)	STIPULATION AND
JONATHAN GARMAN,	)	JOINT MOTION FOR EXTENSION
	)	OF SCHEDULING ORDER DATED
Defendant.	)	MARCH 25, 2024
_____	)	FIRST REQUEST

Plaintiff, Boxabl Inc. and defendant, Jonathan Garman (collectively the “Parties”), by and through its undersigned counsel of record, hereby moves this Court for an extension of the existing case deadlines set forth in the Court’s Scheduling Order dated March 25, 2024 (ECF No. 52)<sup>1</sup> to the deadlines reflected in the “Proposed Revised Scheduling Order” chart set forth below. Good cause exists and excusable neglect has been demonstrated for the proposed extensions as set forth further herein.

<sup>1</sup> This Scheduling Order was entered sua sponte after the Court denied the parties Joint Proposed Discovery Plan and Scheduling Order (ECF No. 50) which sought an extend discovery period beyond 180 days.

1 On or about on April 3, 2024, Plaintiff served its First Set of Interrogatories and  
2 First Set of Requests for Production of Documents upon Defendant (collectively “Written  
3 Discovery”) and noticed depositions of Defendant and two third parties including  
4 Gregory Ehlers. Thereafter Defendant and Mr. Ehlers disputed the propriety of this  
5 discovery. On May 2, 2024, Defendant filed his second set of Motions For Protective  
6 Order and to Quash Deposition Subpoenas (ECF No. 58, 59) disputing the Written Discovery  
7 and noticed depositions. On May 20, 2024, Defendant served partial responses to the  
8 Written Discovery. On June 4, 2024, Mr. Ehlers filed a Motion for Protective Order  
9 (ECF No. 68) concerning his deposition. Plaintiff opposed the Defendant and Mr. Ehlers’  
10 aforementioned motions at ECF Nos. 58, 59, 68 (“Motions”) and these motions are  
11 currently pending decisions and/or further briefing before the Court.  
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14 In addition, Plaintiff produced its first set of documents on June 5, 2024, and  
15 designated the majority of its production Attorneys’ Eyes Only. Defendant reports this  
16 has interfered with Defendant’s ability to review this production. Parties are currently  
17 conferring to attempt to reach a compromise on disputed confidentially designations.

18 Accordingly Parties’ receipt of material discovery in this action has been delayed  
19 for at least approximately one to two months at present (with the given range depending  
20 upon the outcome of the Motions) and that delay is ongoing pending final resolution of  
21 the pending motions. Parties seek an opportunity to analyze said outstanding discovery  
22 before final decisions can also be made concerning experts in the action.  
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24 Furthermore, Defendant’s deadline for filing its answer in this case has been extended  
25 pending resolution of its Motion to Dismiss, which was granted on June 24, 2024. Anticipated  
26 depositions in this matter are expected to include parties residing outside the Las Vegas area, and  
27

in Mr. Garman's case, reportedly residing in Hawaii, which parties have generally agreed to conduct in person, a detail which parties expect may extend the time period needed coordinate and schedule these proceedings.

Discovery that remains to be completed in this action includes responses to the Written Discovery outlined above and depositions of the Parties and of certain third parties as may be determined including Mr. Ehlers. As the discovery cutoff has not yet passed and given that the Motions are pending, Parties are still finalizing their discovery strategies.

Based on the forgoing Parties respectfully request that the Scheduling Order applicable to this above-captioned action be amended as follows:

Proposed Revised Scheduling Order

<b>Activity</b>	<b>Current deadline</b>	<b>Proposed Amended Deadline</b>
Motion to amend / add parties	May 23, 2024	30 days from the date on which a final order is entered on the last of the Motions.
Initial experts	June 24, 2024	90 days from the date on which a final order is entered on the last of the Motions
Rebuttal experts	July 22, 2024	120 days from the date on which a final order is entered on the last of the Motions
Discovery cutoff	August 21, 2024	120 days from the date on which a final order is entered on the last of the Motions
Dispositive motions	September 20, 2024	150 days from the date on which a final order is entered on the last of the Motions
Joint proposed pretrial order	October 21, 2024 or 30 days after resolution of dispositive motions.	180 days from the date on which a final order is entered on the last of the Motions or 30 days after resolution of dispositive motions, whichever later

Respectfully submitted,

/s/ Cara Sgobba

/s/ Shelby A. Dahl

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*Attorneys for Jonathan Garman*

12 Dated: June 24, 2024

13 IT IS SO ORDERED:

14  
15 \_\_\_\_\_  
16 UNITED STATES DISTRICT JUDGE

17 DATED:  
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**CERTIFICATE OF SERVICE**

I hereby certify that on today's date of June 24, 2024, the foregoing Motion was served via the Court's CM/ECF system to counsel for all parties of record.

/s/ Cara Sgobba

An Employee of Gordon Rees  
Scully Mansukhani, LLP